

revenues from any number of such sources.

Sec. 7. After the revenues of any building or of any facilities, constructed or acquired pursuant to this Act, shall have been pledged to the payment of revenue bonds, any subsequent pledge of such revenues shall be inferior to such pledge previously made.

Sec. 8. The revenue bonds authorized in this Act shall not constitute indebtedness of the State of Texas or said institution, and the holders thereof shall never have the right to demand payment of principal or interest out of funds other than those pledged to the payment of such bonds. In order to prevent or relieve a default in the payment of principal or interest or in creating or maintaining the reasonable pledged reserve for revenue bonds issued for purposes authorized in this Act, said board may in its discretion use local funds; provided that not more than twenty-five (25%) per cent of the estimated local funds available during any one fiscal year can be used for such purposes; and provided that local funds shall not be used for such purpose in an amount which with reasonable certainty should necessitate supplementing such local funds by additional legislative appropriation.

Section 9. Before any such revenue bonds are delivered to the purchaser, or before any refunding revenue bonds are delivered in exchange for original bonds, the record pertaining thereto shall have been examined by the Attorney General, and said record and bonds shall be approved by the Attorney General. After such approval the bonds shall be registered in the office of the Comptroller of Public Accounts, and no refunding bonds shall be registered until a like principal amount of said original bonds shall have been surrendered and cancelled by the Comptroller. Such bonds having been approved by the Attorney General and registered in the Comptroller's office shall be held in every action, suit or proceeding in which their validity is or may be brought into question, valid and binding obligations. In every action brought to enforce collection of such bonds or any rights incident thereto, the certificate of approval by the Attorney General, or a duly certified copy thereof, shall be admitted and received in evidence of its validity. The only defense

which can be offered against the validity of such bonds shall be forgery or fraud.

Sec. 10. No brokerage fee, or commission, or attorney's fees in excess of Twenty-five Hundred (\$2,500.00) Dollars, shall be paid out of the funds of the A. & M. College of Texas, or out of the funds to be derived from the bonds or other evidences of obligation authorized herein.

Sec. 11. This law shall be cumulative of all other laws applicable to said institution and is not intended to repeal other existing laws on the subject, but to the extent that the provisions of this Act are inconsistent with or are in conflict with the provisions of other laws, the provisions of this Act shall be effective.

Sec. 12. The fact that the Agricultural and Mechanical College of Texas is in urgent need of certain of the buildings and facilities mentioned in this Act and the authority herein conferred, creates an emergency and imperative public necessity that the constitutional rule requiring bills be read in each house on three several days be suspended, and that said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Question — Shall the report be adopted?

Adjournment

Senator Lovelady moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 12:50 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

FORTY-SEVENTH DAY

(Friday, April 4, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Formby
Beck	Graves
Brownlee	Hazlewood
Chadick	Hill
Cotten	Isbell
Fain	Kelley

Lanning	Shivers
Lemens	Smith
Lovelady	Stone
Martin	Sulak
Mauritz	Van Zandt
Metcalfe	Vick
Moffett	Weinert
Moore	York
Ramsey	

Absent—Excused

Spears	Winfield
--------	----------

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Winfield was granted leave of absence for today on account of important business, on motion of Senator Formby.

Senator Spears was granted leave of absence for today on account of important business, on motion of Senator Graves.

Reports of Standing Committees

Senator Moffett submitted the following report:

Committee Room,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

H. B. No. 444, A bill to be entitled "An Act to amend H. B. No. 20, Acts of the Forty-sixth Legislature, Regular Session, reciting the legislative determination and declaration of policy; describing the consequence of soil erosion and the depletion of the fertility of the soil; reciting appropriate corrective methods; defining certain words and phrases used in this Act; . . . and declaring an emergency."

Have had the same under consideration, and am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOFFETT, Chairman.

Senator Ramsey submitted the following reports:

Committee Room,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

H. B. No. 300, A bill to be entitled "An Act authorizing the commissioners' court in any county having a population of not less than seventy-three thousand (73,000) and not more than seventy-six thousand (76,000) according to the last preceding United States Census, and not less than Forty-two Million (\$42,000,000.00) Dollars, and not more than Fifty-two Million (\$52,000,000.00) Dollars, taxable valuation according to the last available tax roll to allow each county commissioner in such counties certain expenses for traveling and in connection with the use of his automobile on official business, to be paid out of road and bridge fund; requiring each such commissioner to pay the expenses of operation and repair of each automobile used by him without further expense to the county; and declaring an emergency."

Have had the same under consideration, and am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

RAMSEY, Chairman.

Committee Room,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 53, A bill to be entitled "An Act creating the County Court at Law of Travis County, Texas; defining the jurisdiction of said court; regulating practice therein; prescribing the terms of said court; providing for clerk and seal for said court and prescribing the duties of the sheriff and county attorney in relation to said court; limiting the jurisdiction of the County Court of Travis County; and providing for the transfer of cases pending in the County Court of Travis County to the said court hereby created, and for appeals from inferior courts to the court hereby created, and for appeals from said court; cre-

ating the office of Judge of the County Court at Law of Travis County; providing for the appointment, election, removal, bond and salary of the judge of said court and prescribing his qualifications; providing for a special judge; providing for the disposition of fees; providing for a court reporter and transfer of juries; and declaring an emergency."

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and be printed.

RAMSEY, Chairman.

Senate Chamber,
April 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 619, A bill to be entitled "An Act amending S. B. No. 6 of the Regular Session of the Forty-second Legislature; and declaring an emergency."

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be printed.

RAMSEY, Chairman.

Senator Smith submitted the following reports:

Committee Room,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

We, your Committee on Game and Fish, to whom was referred

H. B. No. 772, A bill to be entitled "An Act to amend Section 1, of S. B. No. 314, Chapter 59, page 74, Special Laws of the Regular Session of the Forty-third Legislature, so as to except wild geese and wild ducks from the provisions thereof; and declaring an emergency."

Have had the same under consideration, and am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SMITH, Chairman.

Austin, Texas,
April 2, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 747, A bill to be entitled "An Act amending H. B. No. 482,

Acts of the Forty-sixth Legislature, to include Dimmit County in the provisions of said Act; and declaring an emergency."

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SMITH, Chairman.

Senator Cotten submitted the following report:

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Public Lands, to whom was referred

S. B. No. 323, A bill to be entitled "An Act amending Section 2 of Chapter 148 of the General Laws passed by the Forty-second Legislature in its Regular Session in 1931, as amended by Section 2, of Chapter 15, of the General Laws passed by the Forty-fourth Legislature in its Regular Session in 1935; so as to authorize the issuance of bonds by any city and/or county for the purpose and/or improvement of lands for park purposes; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Senator Moore submitted the following reports:

Senate Chamber,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. C. R. No. 59, Authorizing the State Department of Public Welfare to make an investigation and to contact Federal authorities for the purpose of promulgating such reasonable rules and regulations as are necessary for making a monthly allowance in the grants given to old age assistance recipients for the specific purpose of paying for burial insurance policies.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senate Chamber,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 176, A bill to be entitled "An Act declaring the floods of Lavaca County, Texas, to be a public calamity; authorizing an adoption and grant to Lavaca County of one-half of the State ad valorem taxes collected in Lavaca County for flood control improvement and maintenance purposes, specifying the reports thereon to be made by the assessor and collector of taxes; etc.; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senate Chamber,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 183, A bill to be entitled "An Act declaring the floods of Colorado County, Texas, to be a public calamity; authorizing an adoption and grant to Colorado County of one-half of the State ad valorem taxes collected in Colorado County for flood control improvement and maintenance purposes, specifying the reports thereon to be made by the assessor and collector of taxes; etc.; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senate Chamber,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 175, A bill to be entitled "An Act declaring the floods of Fayette County, Texas, to be a public

calamity; authorizing an adoption and grant to Fayette County of one-half of the State ad valorem taxes collected in Fayette County for flood control improvements and maintenance purposes, specifying the reports thereon to be made by the assessor and collector of taxes; etc.; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senate Chamber,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 397, A bill to be entitled "An Act repealing Chapter 241, Acts of the Forty-first Legislature, and Chapter 21, Acts of the Second Called Session of the Forty-third Legislature, regulating boxing and wrestling matches, and substituting therefor the provisions of this Act; providing that the promoting and conducting of fistic combats or wrestling matches, for remuneration, with or without admission charges, shall be lawful in this State, except on Sunday, when supervised by the Commissioner of Athletics as hereinafter provided; etc.; and declaring an emergency."

Have had the same under consideration, and do hereby recommend that the same do not pass, but that the committee substitute hereto attached do pass in lieu of the original bill and that the committee substitute only be printed.

MOORE, Chairman.

Senate Chamber,
Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 301, A bill to be entitled "An Act to regulate 'Transportation Agents,' who sell or offer for sale transportation or who make any contract, agreement, or arrangement to provide, procure, furnish, or arrange for transportation, where such transportation is furnished or to be fur-

nished or offered for a consideration paid or to be paid by the person or persons to be transported, etc.; and declaring an emergency."

Have had the same under consideration and do hereby recommend that the same do not pass, but that the committee substitute hereto attached do pass in lieu of the original bill and that the committee substitute only be printed.

MOORE, Chairman.

Senator Weinert submitted the following reports:

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 404, A bill to be entitled "An Act to amend Article 2193, Revised Civil Statutes of 1925; repealing all laws and parts of laws in conflict herewith, and Rule 281 of the Texas Rules of Civil Procedure; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, and that notice of minority report was given by Senators Hill, Graves, and Stone.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 784, A bill to be entitled "An Act validating the incorporation of certain cities and towns of more than six hundred (600) and less than two thousand (2,000) inhabitants, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 757, A bill to be entitled "An Act creating a special road law for Hartley County, Texas; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 726, A bill to be entitled "An Act creating a special road law for Hardeman County, Texas; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 727, A bill to be entitled "An Act creating a special road law for San Patricio County, Texas; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 728, A bill to be entitled "An Act authorizing boards of trustees in all independent school districts located in any county having a population of more than forty-five thousand (45,000) inhabitants and having an assessed valuation of not more than Seven Hundred Seventy-five Thousand (\$775,000.00) Dollars, and not less than Five Hundred Fifty Thousand (\$550,000.00) Dollars, to issue refunding warrants to bear three (3%) per cent per annum, for the purpose of paying salaries of employees of the schools; providing that the total amount of such warrants outstanding shall never exceed Five Thousand (\$5,000.00) Dollars; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 817, A bill to be entitled "An Act creating a special road law for DeWitt County, Texas; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 812, A bill to be entitled "An Act authorizing cities operating under a Special or Home Rule Charter and having a population of not less than thirty-five thousand, (35,000) nor more than forty-five thousand (45,000) according to the last preceding Federal Census, to issue notes for the purpose of funding or refunding outstanding and unpaid warrants drawn against the general fund for operating expenses; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 411, A bill to be entitled "An Act providing that any sheriff or deputy sheriff who in the fulfillment of the duties of his office leaves the county in which he holds office to secure and return a prisoner indicted for a criminal offense of the grade of a felony shall be entitled to receive five (5c) cents per mile for

transportation, provided that the distance traveled shall be the shortest practicable route etc.; provided that the State Comptroller is authorized and directed to pay such expense items when a duly certified record thereof shall have been approved by the district judge in and for the county in which said sheriff or deputy sheriff holds office; etc.; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute, hereto attached, do pass in lieu of the original bill, and that the committee substitute be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 398, A bill to be entitled "An Act to amend Article 1107, Revised Civil Statutes of 1925 as amended by Acts of Forty-second Legislature, Chapter 250, page 417, adding Section 6, providing that a city or town shall have the right of eminent domain to condemn private property for the purpose of digging or drilling thereon water wells or producing water therefrom or constructing pump stations or reservoirs; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 729, A bill to be entitled "An Act authorizing eligible cities and towns as defined herein to issue refunding bonds; prescribing the method of their issuance; etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 94, A bill to be entitled "An Act to amend Section 2, Chapter 446, page 1049, Forty-fifth Legislature, Regular Session, (1937), pertaining to the issuance of a warrant of arrest in judicial proceedings in lunacy cases, form and requisites thereof and return to the county judge whereby the sheriff or constable executing said warrant with the consent of the Superintendent of any State Hospital may place said person in a place especially provided therefor at such hospital to be remanded to the sheriff or constable to be taken before the county judge; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 804, A bill to be entitled "An Act providing for issuing refunding bonds where the original bonds are now owned by two or more school entities, including common school districts, independent school districts, and cities which have assumed control of their schools or which constitute independent school districts; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, together with committee amendment No. 1, hereto attached, and be printed.

WEINERT, Chairman.

Senator Aikin submitted the following reports:

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 403, A bill to be entitled "An Act to declare a State policy re-

garding the activities of the various agricultural agencies of the State, especially as they affect cotton and cotton products, and the increased use and consumption of same; directing that the heads of the State's various agricultural agencies shall take due notice of said policy; providing for the establishment of a cotton research laboratory, and making an appropriation therefor; providing that the Board of Control may accept tracts of land, gifts, or grants; providing for construction to be under the Board of Control; providing for the location of said laboratories; providing for the employment of architects, engineers, experts, etc.; providing for the necessary expenses; providing for the Comptroller to pay warrants; providing rules and regulations shall allow for cooperation between cotton producing states; and declaring an emergency."

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with amendment hereto attached and be printed as amended.

AIKIN, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. C. R. No. 80, Authorizing supplemental school census to be taken in areas affected by unusual increases due to defense industries.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the substitute attached herein be passed and printed in lieu of the original resolution.

AIKIN, Chairman.

Austin, Texas,
April 3, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 310, A bill to be entitled "An Act providing for the establishment of a district tuberculosis sanatorium; providing for its location, the acquisition by the State of a tract of land therefor not exceeding one thou-

sand (1,000) acres; the approval of title thereto; and authorizing the State to accept donations for said purpose; prescribing the kind, character and capacity of buildings to be erected thereon; the method of preparing plans and specifications; and requiring the architect to give bond to the State for the performance of his duties and fixing his compensation; etc.; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Beck submitted the following report:

Austin, Texas,
April 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

H. J. R. No. 23, Proposing an amendment to Article 3 of the Constitution of the State of Texas authorizing the lending of Two Million (\$2,000,000.00) Dollars of the permanent school fund for the construction of a State office building, or buildings; providing for repayment to the permanent school fund; providing for the submission of this amendment to the voters of this State; and providing for the necessary proclamation and expenses of publication.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with attached committee amendment and be printed.

BECK, Chairman.

Senator Formby submitted the following report:

Austin, Texas,
April 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

S. B. No. 265, A bill to be entitled "An Act providing for the registration for exclusive use by owners of

livestock in this State of brands, tattoo marks, and/or ear marks; providing for the administration of this Act through the Department of Public Safety; describing the procedure for the registration; providing for the filing of protests; providing for registration fees and the collection thereof; providing for the allocation of such fees to the expense of administering this Act; describing the method of granting or issuing of a certificate of registration for the exclusive use of such registered brands, tattoo marks, and/or ear marks; providing for the annual renewal thereof; providing for the assignment thereof; fixing violations of this Act and providing penalties therefor; and declaring an emergency."

Have had same under consideration, and beg to report it back to the Senate with the recommendation that it do pass and be printed.

FORMBY, Chairman.

Report of Minority of Committee on Senate Bill 404

The following report on S. B. No. 404 was submitted by its signers:

Austin, Texas,
April 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, a minority of your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 404, A bill to be entitled "An Act to amend Article 2193, Revised Civil Statutes of Texas, 1925; repealing all laws and parts of laws in conflict herewith, and Rule 281 of the Texas Rules of Civil Procedure; and declaring an emergency."

Have had the same under consideration and beg leave to report our recommendation that it do pass and be printed, and that this report be in lieu of the majority report unfavorably reporting said bill.

Respectfully submitted by the undersigned, having been present in the committee at the time said bill was reported unfavorably and voting for a favorable report for said bill, and that said motion for minority report was duly and seasonably made.

HILL,
SMITH,
STONE.

Senate Bill 415 on First Reading

Senator Stone moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	York
Lovelady	

Absent—Excused

Spears

Winfield

The following bill then was introduced, read first time and referred to the Committee on Counties and County Boundaries:

By Senator Stone:

S. B. No. 415, A bill to be entitled "An Act authorizing the commissioners' court in any county having a population of not less than twenty-seven thousand sixty-nine (27,069), and not more than twenty-seven thousand one hundred fifty (27,150), according to the last preceding Federal Census, to allow each county commissioner certain expenses for traveling, providing for the purchase of automobiles by the county for the use of the county commissioners on official business, providing for the method of purchase; and declaring an emergency."

Senate Bill 416 on First Reading

Senator Ramsey moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Brownlee
Beck	Chadick

Cotten	Metcalf
Fain	Moffett
Formby	Moore
Graves	Ramsey
Hazlewood	Shivers
Hill	Smith
Isbell	Stone
Kelley	Sulak
Lanning	Van Zandt
Lemens	Vick
Lovelady	Weinert
Martin	York
Mauritz	

Absent—Excused

Spears

Winfield

The following bill then was introduced, read first time and referred to the Committee on Civil Jurisprudence:

By Senator Ramsey:

S. B. No. 416, A bill to be entitled "An Act to amend Section 7, Article 3266, of the Revised Civil Statutes of 1925; so as to provide for the recording of the decision of commissioners in eminent domain proceedings in the minutes of the county court, and repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Senate Bill 417 on First Reading

Senator Moore moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	York
Lovelady	

Absent—Excused

Spears

Winfield

The following bill then was introduced, read first time and referred to the Committee on Criminal Jurisprudence:

By Senator Moore:

S. B. No. 417, A bill to be entitled "An Act to amend Article 637 of the Penal Code of Texas so that the same shall read as hereinafter stated, and providing for the destruction of gambling equipment and paraphernalia by order of the court and providing for the confiscation of property not gambling paraphernalia per se which is used as equipment or paraphernalia for a gambling house or which is used for gaming purposes, and providing for the delivery of such property to the State of Texas or any political subdivision thereof, or to any State institution for its own use and benefit, by order of the court, and providing that an officer by his return shall show compliance with order of the court; and providing for the confiscation of any money or coins seized with or in such gambling paraphernalia or property or equipment, or paraphernalia used for gaming purposes; and providing for delivery by order of the court of such money or coins to the State of Texas or any political subdivision thereof or to any State institution or the grand jury of the county in which such property was seized; and providing for the use of such coins or money by said grand jury, and providing for a report to the court as to money received and expended by the grand jury under provisions of this Act, and providing that the clerk of the district court shall between terms of the grand jury hold such surplus funds to be turned over to the subsequent grand jury; and providing for the confiscation, appropriation and use of any money or coins heretofore seized with or in such gambling paraphernalia, property or equipment, or paraphernalia used for gaming purposes, and providing that any person claiming any right, title, interest or claim in and to such coins or money heretofore seized with such gambling equipment and paraphernalia may, within sixty (60) days from the effective date of this Act file suit for the recovery of the same, and not thereafter; and providing that if any parts or provisions of this Act be held invalid or unconstitutional, the validity or constitutionality of any other provisions

of the Act will not be affected; and repealing all other laws in conflict with this Act; and declaring an emergency."

Senate Resolution 81

Senator Lovelady offered the following resolution:

Whereas, Superintendent Earl H. Hite of the Purmela School District No. 50 is in the gallery with the graduating class of 1941; now, therefore, be it

Resolved by the Senate of Texas, That the Senate express it's pleasure at having these visitors, and extend to Superintendent Hite the privileges of the floor for the day; and be it further

Resolved, That the Secretary of the Senate be directed to deliver a copy of this resolution to Superintendent Hite, and to the president of the graduating class.

The resolution was read, and by unanimous consent, it was considered and adopted at this time.

Senate Resolution 82

Senator Brownlee offered the following resolution:

S. R. No. 82, Designating a Centennial Statehood Commissioner.

Whereas, Texas' Centennial of Statehood should be appropriately observed in 1945 and 1946 as a patriotic and educational event with all sections of the State participating and with a central celebration in the City of Austin where, in a public celebration in February, 1846, were performed the last official acts of the last President of the Texas Republic and the first official acts of the first Governor and first Legislature of Texas; and

Whereas, Such celebrations should enlist the statewide cooperation of the people of Texas; all patriotic, educational, historical, and religious organizations; all chambers of commerce, veterans' organizations, women's clubs, labor organizations, the respective managing boards of the several annual fairs held in Texas, such as the Sun Bowl at El Paso, the Flower Festival at San Antonio, the Mardi Gras at Galveston, the Fat Stock Show at Fort Worth, the Texas State Fair at Dallas, the South Texas Exposition at Houston, the Red River Valley Fair at Sherman, the Rose Festival at Tyler, and other like or-

ganizations in various cities and towns of Texas; and the Texas Press Association, as well as other individuals, groups and influential institutions and organizations interested in the educational and patriotic advancement of the people of Texas; and

Whereas, A. Garland Adair is Curator of Patriotic Exhibits in the Texas Memorial Museum, a State-supported Memorial Museum located on the campus of the University of Texas at Austin; and

Whereas, He is the originator of the Texas Centennial fifty cent piece coined by the National Government for the 1936 centennial celebration of Texas independence, and the sales of such coins netted the Museum the sum of Ninety-one Thousand (\$91,000.00) Dollars; and

Whereas, The said A. Garland Adair has been chairman of the American Legion Texas Centennial Committee for the past eight years, and as such chairman he successfully devoted his time and efforts to the campaign for the 1936 celebrations and was generally credited as the author of legislation making possible the building, furnishing, and equipping of the Texas Memorial Museum; is an ardent and persistent advocate of appropriate celebrations of Statehood to be held in 1945 and 1946, and would be a suitable person to contact the officials of the various groups and organizations referred to above, as well as State Senators and Representatives, Congressmen and United States Senators from Texas, and other public officials, for their views, ideas, and suggestions with reference to such celebrations for 1945 and 1946; to coordinate and systematize the views, ideas, and suggestions thereby obtained and to report thereon with his own recommendations to the Forty-eighth Legislature of Texas; now, therefore, be it

Resolved, That A. Garland Adair be and he is hereby officially designated as Centennial of Statehood Commissioner, without pay from or expense to the State of Texas and without authority to bind the Legislature or the State in any way, but to make such contacts as above suggested and in such manner as he may deem most feasible, and to seek to obtain such views, ideas, and suggestions as are referred to in the preceding paragraph hereof and to make such recommendations pertinent thereto to the

Forty-eighth Legislature as he may deem proper and desirable, such recommendations to be suggestive and informative only and to be of no binding effect. To aid him in performing the patriotic services herein assigned him, he may select his associate commissioners who, like him, shall serve without pay from or expense to the State of Texas.

BROWNLEE,
SULAK,
LANNING,
WEINERT,
MOFFETT.

The resolution was read, and by unanimous consent, it was considered at this time and was adopted.

House Bill 549 Re-referred

On motion of Senator Akin, H. B. No. 549 was re-referred from the Committee on Finance to the Committee on Public Debt, Claims and Accounts.

House Bill 201 on Second Reading

On motion of Senator Van Zandt and by unanimous consent, the regular order of business was suspended to permit consideration of H. B. No. 201 at this time.

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 201, A bill to be entitled "An Act amending Section 11, of Article 2351, of the Revised Civil Statutes of Texas, 1925, pertaining to the powers and duties of commissioners' courts by adding thereto a provision authorizing the commissioners' court to appropriate money not exceeding Fifty Thousand (\$50,000.00) Dollars, out of the General Fund, to lend to or deposit with any agency of the State of Texas, or of the United States, to aid and assist in carrying out the purposes and provisions of an Act of Congress, etc., pertaining to and distribution of surplus agricultural commodities, etc."

The bill was read second time.

Senator Van Zandt offered the following amendments to the bill:

(1)

Amend H. B. No. 201 by striking out all below the enacting clause and insert in lieu thereof the following:

That Article 2351 of the Revised Civil Statutes of Texas be amended so as to add a new Section thereto

to be known as Section 2351-12 which shall read as follows, to wit:

"Article 2351-12.

a. The commissioners' court of each county of this State, in addition to the powers already conferred on it by law, is hereby empowered to create a revolving fund or funds and to make appropriations thereto out of the general revenue of such county; and such revolving fund shall be used by such county only in cooperation with the United States Department of Agriculture to aid and assist in carrying out the purposes and provisions of an Act of Congress of the United States pertaining to the distribution of commodities to persons in need of assistance, under the direction of the United States Department of Agriculture; provided, however, that the county shall have on hand at all times either the monies appropriated to such revolving fund or funds or the equivalent thereof in stamps issued by the United States Department of Agriculture under the Food and/or Cotton Stamp Plan, which stamps are convertible into cash at any time.

b. In such counties of this State exercising the powers herein granted, an issuing officer shall be appointed to carry out the provisions of this Act and to administer the funds herein appropriated. Such issuing officer shall be a citizen of the State of Texas and appointed by the county judge of such county subject to the approval of the commissioners' court thereof. He shall be required to furnish a good and sufficient surety bond in such amount and upon such terms and conditions as may be required by the commissioners' court and the United States Department of Agriculture. Such issuing officer shall receive a salary, to be paid out of the general fund or any other fund of the county, except constitutional funds, not otherwise appropriated, not to exceed Two Hundred (\$200.00) Dollars per month, and may appoint such cashiers and other assistants as may be authorized by such court. The premiums of all bonds which may be required of such issuing officer, cashiers or other assistants, shall be paid by the commissioners' court out of any available funds therefor belonging to such county.

c. Provided, however, the powers herein granted to such counties may be exercised by two or more counties

in conjunction with each other and in cooperation with the United States Department of Agriculture. And when such powers are exercised by two or more counties jointly, the county judges of such counties shall appoint the issuing officer, fix such appointees bond and to do all other things necessary to cooperate with the United States Department of Agriculture in the same and like manner as is herein granted to any one county of this State.

d. Provided that such commissioners' courts of such counties may cooperate with any incorporated city or town within such county or counties on such conditions and requirements as may be promulgated by such commissioners' court or courts.

e. Whenever any county herein authorized to create such a revolving fund ceases to participate therein the issuing officer appointed under the provisions hereof shall forthwith reduce all stamps to their equivalent in money and return such monies then on hand to the fund from which same was originally appropriated and render a full account of his administration thereof to the commissioners' court or courts as the case may be.

f. If any Section, subsection, or clause of this Act is, for any reason, held to be unconstitutional, such decision shall not affect the validity of any of the remaining portions of this Act, and it is hereby declared that this Act would nevertheless have been passed without such Section, subsection, or clause so declared unconstitutional.

g. The fact that an Act of Congress of the United States has appropriated money for the Department of Agriculture of the United States providing the disposition of surplus commodities by the surplus marketing administration in the Department of Agriculture of the United States, and said administration is now distributing surplus commodities through the Food and/or Cotton Stamp Plan or system, which is very beneficial to persons in need of assistance and the fact that said Act requires the cooperation of counties or municipalities desiring to participate in the benefits of said Act, and the further fact that there is now some doubt as to the legal authority of the commissioners' court to appropriate funds for the purpose of aiding and carrying out the provisions of said Act and in view of the

further fact that persons in various counties of Texas are in dire need of assistance that might be extended to them under the provisions of said Act, creates an emergency and an imperative public necessity, that the constitutional ruling requiring bills to be read on three successive days, be and the same is hereby suspended and that this Act shall take effect and be in force from and after its passage and approval by the Governor of this State, and it is so enacted."

(2)

Amend the caption to conform.

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 201 on Third Reading

Senator Van Zandt moved the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 201 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	York
Lovelady	

Absent—Excused

Spears Winfield

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Graves
Beck	Hazlewood
Brownlee	Hill
Chadick	Isbell
Cotten	Kelley
Fain	Lanning
Formby	Lemens

Lovelady	Stone
Martin	Sulak
Mauritz	Shivers
Metcalf	Van Zandt
Moffett	Vick
Moore	Weinert
Ramsey	York
Smith	

Absent—Excused

Spears Winfield

Committee Substitute Senate Bill 20 on Third Reading

The President laid before the Senate, on its third reading and final passage:

C.S.S.B. No. 20, A bill to be entitled "An Act providing a more efficient fiscal system for the State of Texas; creating a director of the budget, a legislative audit committee, and the appointment of a State Auditor by such legislative audit committee; repealing H. B. No. 170, Chapter 91, Acts of the First Called Session of the Forty-first Legislature; providing that the appointment of the State Auditor and the director of the budget shall be by and with the consent of two-thirds of the members of the Senate; prescribing the qualifications, duties and authority of the director of the budget and providing for his compensation; providing the method of making up such budgets and making requests for appropriations and furnishing information to such director; providing for clerical assistance to the director; prescribing the qualifications, duties, and authority of said State Auditor and fixing his compensation; providing for the necessary assistants for said State Auditor and fixing their qualifications and compensation; providing for the payment of salaries, travel, and other expense of the office of State Auditor; providing for the removal of State Auditor and his assistants, or any of them, under certain conditions; providing a method of filling any vacancy in the office of State Auditor and vacancies in the personnel of said office; and prescribing penalties; and declaring an emergency."

The bill was read third time.

Senator Moore offered the following amendment to the bill:

Amend the caption to C. S. S. B. No. 20 so that it will conform to the body of the Act.

The amendment was adopted unanimously.

The bill was passed by the following vote:

Yeas—24

Beck	Martin
Brownlee	Moffett
Chadick	Moore
Cotten	Ramsey
Fain	Shivers
Formby	Smith
Graves	Stone
Hazlewood	Sulak
Hill	Van Zandt
Isbell	Vick
Kelley	Weinert
Lovelady	York

Nays—5

Aikin	Mauritz
Lanning	Metcalfe
Lemens	

Absent—Excused

Spears	Winfield
--------	----------

Message from the House

The Assistant Reading Clerk of the House was recognized by the President to present the following message:

Hall of the House of Representatives,
Austin, Texas,
April 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 824, A bill to be entitled "An Act amending Articles 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, and 249 of Title 10, Revised Civil Statutes of Texas, 1925, to provide for the amicable adjustment of grievances and disputes that may arise between employers or receiver and employees, to create a board of arbitration; to provide for compensation of said board; to provide for the penalties of the violation hereof; defining words or terms; providing a severance or saving clause; and declaring an emergency."

H. B. No. 136, A bill to be entitled "An Act to promote, encourage, increase, and stimulate the use and sale of rice; to promote the prosperity

and welfare of rice growers and producers in the State of Texas through the conducting of a publicity, sales promotion and development campaign; to conduct research in and develop new uses for rice and rice products; to levy and impose a tax or assessment on rice milled in the State of Texas, and to provide for the collection thereof to create a rice development fund; to create a rice development commission to administer and to control the rice development campaign, and to provide the powers, duties and authority and to define the terms of office of said commission; to provide when and how said levy or tax shall be paid and collected; to provide penalties for the violation of this Act; to provide for cooperation and joint action in said development campaign with officers, boards, commissions, departments or other authorities created or which may be created in the State of Louisiana and Arkansas upon which similar powers, duties and purposes have been or may be conferred; to repeal all laws or parts of laws in conflict herewith; fixing the effective date of the Act; and declaring an emergency."

S. B. No. 398, A bill to be entitled "An Act amending Section 1 of H. B. No. 160, Acts of the First Called Session of the Forty-first Legislature, Chapter 83, page 209, as amended by H. B. No. 216, Acts of the Forty-seventh Legislature, Regular Session, by removing therefrom the restriction, limiting the land, which a city may purchase for airport purposes, to tracts of land within the county in which such city is situated; and providing that a city may acquire land by purchase, providing same be located within twelve miles of the corporate limits of such city, irrespective of whether the said land shall be within or without the boundaries of the county in which such city is located; and declaring an emergency."

With amendments.

S. C. R. No. 37, Providing for a joint session at 11:30 a. m., April 8, 1941, for the purpose of hearing an address by Miss Helen Keller.

H. C. R. No. 86, Providing that each House grant the other the right to adjourn from Friday, April 4th until Tuesday, April 8th.

The House has adopted the Conference Committee report on H. B. No. 338 by a vote on 128 ayes, 1 no.

The House has granted the request of the Senate for the appointment of a Conference Committee on S. B. No. 43, and has instructed the conferees to contend in so far as possible for the reduction in the bill in regard to the fees for registration of motor vehicles under fourteen thousand (14,000) pounds, as passed by the House; and appoints the following: Alsup, Gilmer, Lucas, Little and Montgomery.

Respectfully submitted,

E. R. LINDLEY,
Chief Clerk, House of Representatives.

Bills Signed

The President signed in the presence of the Senate, after their captions had been read, the following enrolled bills:

H. B. No. 152, A bill to be entitled "An Act authorizing eligible cities as defined herein to issue refunding bonds, providing method of paying and securing such bonds, enacting other provisions relating to the subject and other provisions relating to the issuance and payment of such bonds, authorizing proceedings under the Municipal Bankruptcy Act, making this Act cumulative of other laws, providing that it shall take precedence over other laws, general or special, and all charter provisions in conflict or inconsistent herewith; and declaring an emergency."

H. B. No. 800, A bill to be entitled "An Act making unlawful the use of force or violence or threats thereof to prevent or attempt to prevent any person from engaging in any lawful vocation and providing penalties for the violation thereof; making it unlawful for any person acting in concert with other persons to assemble and prevent or attempt to prevent by force or violence any person from engaging in a lawful vocation and making it unlawful to encourage and aid such unlawful assemblage and providing penalties for the violation thereof; defining the 'labor dispute'; making the provisions of this Act cumulative of existing laws; and providing a severance or saving clause; and declaring an emergency."

House Concurrent Resolution 86

The President laid before the Senate for consideration at this time:

H. C. R. No. 86, Authorizing the House and/or Senate to adjourn from April 4, 1941 to April 8, 1941.

The resolution was read and was adopted.

Senate Resolution 83

Senator Metcalfe by unanimous consent, offered the following resolution at this time:

Whereas, April 7, 1941, has been officially designated Army Day; and Whereas, The 36th Division which is the Texas Division is now in training at Camp Bowie, Texas; and

Whereas, This division will stage a formal review on April 7, 1941, in celebration of Army Day; now, therefore, be it

Resolved by the Senate of Texas, That we express to the officers and men who make up the personnel of the Texas Division, as well as all the other units of the army located within the confines of our State, our best wishes for their welfare and success in their assigned task of protecting and maintaining our government.

The resolution was read, and by unanimous consent, it was considered immediately and was adopted.

Message from the House

The Chief Clerk of the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas,
April 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 44, A bill to be entitled "An Act to amend Articles 195 and 196, Revised Civil Statutes of 1925, State of Texas, fixing the time of taking effect of this Act, and declaring an emergency."

H. B. No. 364, A bill to be entitled "An Act amending Article 2700, Revised Civil Statutes, 1925, pertaining to the salaries of elective county superintendents and to office and traveling expense; providing for as-

sistants to the county superintendent; providing for a rural school supervisor; providing for the manner of payment of county administration expense; providing for budgets for the purpose; providing for administering the Act and repealing all general and special laws in conflict herewith except such general laws as provide for a part of the office expense to be paid out of the general revenue of the county; and declaring an emergency."

The House has concurred in Senate amendments to H. B. No. 201 by a vote of 115 yeas, 0 noes.

Respectfully submitted,

E. R. LINDLEY,
Chief Clerk, House of Representatives.

Signing of Bill and Resolution

The President signed in the presence of the Senate, after their captions had been read, the following enrolled bill and resolution:

H. B. No. 412, A bill to be entitled "An Act amending Section 3 of H. B. No. 1152, Regular Session, Forty-fifth Legislature, so as to permit the sale of minnows in Johnson County."

H. C. R. No. 86, Granting permission to the House and/or Senate to adjourn from Friday, April 4, 1941 to Monday, April 7, 1941.

House Bill 20 on Second Reading

Senator Lemens moved that the regular order of business be suspended, to permit consideration of H. B. No. 20 at this time.

The motion prevailed by the following vote:

Yeas—23

Brownlee	Mauritz
Cotten	Metcalfe
Fain	Moffett
Formby	Moore
Graves	Ramsey
Hazlewood	Shivers
Isbell	Smith
Kelley	Stone
Lanning	Van Zandt
Lemens	Vick
Lovelady	Weinert
Martin	

Nays—5

Aikin	Sulak
Beck	York
Chadick	

Absent

Hill

Absent—Excused

Spears

Winfield

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 20, A bill to be entitled "An Act providing for licensing of operators, commercial operators and chauffeurs; defining certain terms; providing for certain exemptions; prohibiting issuance of licenses to certain persons making it unlawful for certain persons to operate a school bus or any motor vehicle while in use as a public or common carrier of persons; providing for application for operators', commercial operators' and chauffeurs' licenses; providing for signing of application of minors and cancellation of minors' license upon application, and/or death of signatory; providing for examinations of applicants for operators' commercial operators' and chauffeurs' licenses; providing for the issuance of operators', commercial operators' and chauffeurs' licenses, and duplicates thereof; providing for the issuance of restricted operators', commercial operators' and chauffeurs' licenses, providing a penalty for a violation of the restrictions imposed and for the revocation or suspension of restricted licenses; relating to the carrying of a license by the licensee and exhibiting same; prescribing the amount of fees and providing for the collection of same by the Department of Public Safety and the disposition of same; etc.; and declaring an emergency."

The bill was read second time.

Senator Lemens offered the following (committee) amendment to the bill:

Amend H. B. No. 20 by adding to subsection 2, Section 3, on page 5, the following:

"And while driving or operating any commercial motor vehicle temporarily on the highway in an emergency."

The committee amendment was adopted.

Senator Lemens offered the following amendment to the bill:

Amend H. B. No. 20, by striking out line 53 of the printed bill, and

inserting in lieu thereof the following:

"Sub-section (c) of Section 4 of Article 911A and sub-section (b) of Section 4 of Article 911B, Revised Civil Statutes, is hereby repealed."

The amendment was adopted.

Senator Lemens offered the following (committee) amendment to the bill:

Amend H. B. No. 20, Section 15, Article 3, by adding the following:

"The number of employees and the salaries of each shall be as fixed in the biennial departmental appropriation bill."

The (committee) amendment was adopted.

Senator Lemens offered the following (committee) amendment to the bill:

Amend substitute for H. B. No. 20, by striking out the words and figures "One Dollar (\$1.00)" in the last sentence of Section 19 thereof, and insert in lieu thereof the following: "Fifty Cents (50c)."

Senator Lemens offered the following substitute for the (committee) amendment:

Amend sub-section (a) of Section 20, of H. B. No. 20, by striking out the words and figures "75c" and inserting in lieu thereof "\$1.00."

LEMENS,
GRAVES.

The substitute was lost.

Senator Aikin offered the following substitute for the (committee) amendment:

Amend H. B. No. 20, page 7, lines 13 and 14, by striking out the words and figures "seventy-five cents" and insert in lieu thereof the following: "For an operator's license, no charge shall be made."

Question—Shall the substitute be adopted?

Senator Martin moved that further consideration of the bill be postponed until next Wednesday, April 9, 1941, immediately after conclusion of the morning call on that day.

Senator Lemens moved to table the motion to postpone.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—17

Brownlee	Formby
Cotten	Graves

Hazlewood	Moore
Isbell	Ramsey
Kelley	Shivers
Lanning	Smith
Lemens	Stone
Mauritz	Van Zandt
Metcalfe	

Nays—10

Aikin	Moffett
Beck	Sulak
Fain	Vick
Lovelady	Weinert
Martin	York

Absent

Chadick	Hill
---------	------

Absent—Excused

Spears	Winfield
--------	----------

(President Pro Tempore Cotten in the Chair.)

Senator Metcalfe moved to table the substitute by Senator Aikin.

Question—Shall the motion to table prevail?

Adjournment

Senator Martin moved that the Senate adjourn until 10:00 o'clock a. m. Monday.

Yeas and nays were demanded, and the motion to adjourn prevailed by the following vote:

Yeas—17

Beck	Martin
Chadick	Moore
Cotten	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Vick
Isbell	Weinert
Kelley	York
Lemens	

Nays—11

Aikin	Metcalfe
Brownlee	Moffett
Fain	Stone
Lanning	Sulak
Lovelady	Van Zandt
Mauritz	

Absent

Hill

Absent—Excused

Spears	Winfield
--------	----------

The Senate, accordingly, at 12:35 o'clock p. m., adjourned until 10:00 o'clock a. m. Monday, April 7, 1941.